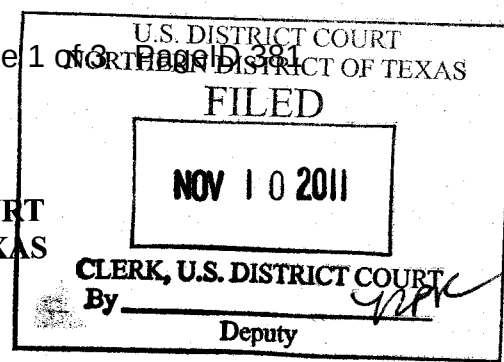


ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION



JANE MCCARTHY
PLAINTIFF

VS.

BANK OF AMERICA, NA, BAC
HOME LOANS SERVICING, LP and
FEDERAL HOME LOAN
MORTGAGE CORPORATION
DEFENDANTS

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CASE NO. 4:11-cv-00356-A

**DEFENDANT FEDERAL HOME LOAN MORTGAGE CORPORATION'S
MOTION TO DISMISS PLAINTIFF'S FIRST AMENDED COMPLAINT**

TO THE HONORABLE UNITED STATES DISTRICT JUDGE:

COMES NOW FEDERAL HOME LOAN MORTGAGE CORPORATION
(hereafter referred to simply as "**FREDDIE MAC**") a named Defendant in the above-referenced and numbered proceeding and files Motion to Dismiss Plaintiff's First Amended Complaint. In support thereof, **FREDDIE MAC** shows the following:

1. **FREDDIE MAC** joins in the defendant, Bank of America's Motion to Dismiss under Federal Rule of Civil Procedure 12(b)(6) because, as pleaded, the Amended Complaint still fails to state a claim upon which relief can be granted.

2. **FREDDIE MAC** incorporates and adopts herein by reference, each and every assertion, legal argument, brief, evidence and conclusion contained in the Bank of America's Motion to Dismiss and states that the Amended Complaint demonstrates on its face that the Plaintiff has no valid claims against **FREDDIE MAC** and therefore, this action should be dismissed.

WHEREFORE, **FEDERAL HOME LOAN MORTGAGE CORPORATION** prays to the Court that the Plaintiff takes nothing by this Amended Complaint, that the Amended Complaint be dismissed, and for such other and further relief as the Court may find just and equitable.

Respectfully Submitted,



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OF COUNSEL:

CODILIS & STAWIARSKI, P.C.

LOCAL COUNSEL:

RODNEY HUBBARD

**ATTORNEYS FOR FEDERAL HOME LOAN
MORTGAGE CORPORATION**

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the Defendant, **FEDERAL HOME LOAN MORTGAGE CORPORATION'S** Motion to Dismiss was served on the following parties at the addresses indicated by Facsimile, deposit in the United States Mail, first class postage prepaid, and/or by electronic notice on November 7, 2011.

Via Facsimile: (214) 824-5490

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AKERMAN SENTERFITT, LLP

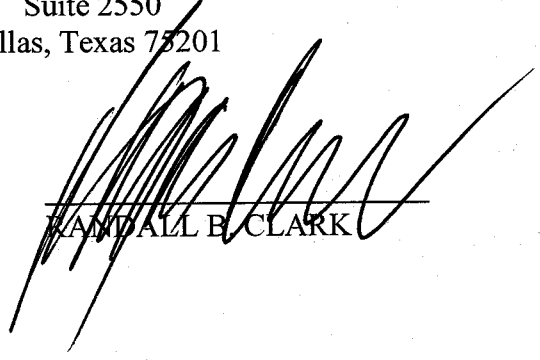
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